

**AUCTIONEER BOARD  
MADISON, WISCONSIN  
DECEMBER 11, 2000**

**PRESENT:** Robert Massart, Mark Shain, and Marie Skic-Loy; Ronald Bast, Robert Brandau, Marie Kohlbeck, Richard Lust (by telephone)

**STAFF PRESENT:** Cletus Hansen, Bill Dusso, and Jan Neitzel

**CALL TO ORDER**

The meeting was called to order at 9:25 a.m. by Richard Lust, Chair, upon confirmation that the public notice was timely given. A quorum of 7 members was present.

**AGENDA**

Clete Hansen reported that Legal Counsel has suggested that the stipulations ought to be presented in Open Session, discussed in Closed Session, and voted on in Open Session.

Bill Dusso stated that each stipulation states whether the case advisor may stay for the discussion of the stipulation and whether the case advisor will be able to vote on the stipulation.

**MOTION:** Marie Kohlbeck moved, seconded by Mark Shain, to adopt the agenda as published. Motion carried unanimously.

**MINUTES (9/25/00)**

**MOTION:** Marie Skic-Loy moved, seconded by Bob Massart, to approve the minutes as written. Motion carried unanimously.

**ADMINISTRATIVE REPORT**

**Secretary Marlene Cummings**

Secretary Cummings was not available.

**Cletus J. Hansen**

Bill Dusso reported that the new Legal Counsel, Bill Black, will begin working with the Auctioneer Board in January or February.

- Roster

Marie Kohlbeck reported that her address has changed.

- Meeting Dates for 2001

The Board received a copy of the 2001 meeting dates.

## **LEGISLATIVE UPDATE**

### **Temporary Registration, Advertising, Auction-Related Services While Suspended or Revoked**

Bill Dusso stated that the bill relating to temporary registration, advertising, and auction-related services while suspended or revoked will be submitted to the legislature in January of 2001.

## **ADMINISTRATIVE RULES**

### **Auction-Related Services While Suspended or Revoked**

The Board discussed the recommendations given in the October 18, 2000, letter from Senator Robert Wirch and Representative Lorraine Seratti relating to auction-related services while an auctioneer's registration is suspended or revoked.

## **BOARD MEMBER TESTIFYING AS AN EXPERT WITNESS**

The Board discussed the June 12, 2000, and the October 18, 2000, letters from Jonathon Becker, Legal Counsel for the Ethics Board, relating to testifying as an expert witness. The Board agreed that it is better not to testify as an expert witness, unless pre-approved by the Ethics Board.

## **MISCELLANEOUS INFORMATION/CORRESPONDENCE**

### **Newspaper Article**

The Board received a copy of the September 29, 2000, Daily News article relating to online auctions. Noted.

### **Correspondence from Paul George**

The Board received a copy of the September 26, 2000, letter from Paul George relating to Riley R. Kahl. Noted.

### **Correspondence from Jill Foeger**

The Board discussed advertising the sales of slot machines at auctions. Clete Hansen referred to the definition of a "gambling device."

## **PRESENTATION OF PROPOSED STIPULATIONS BY DIVISION OF ENFORCEMENT**

The stipulation relating to Stanley A. Evavold (Superior, WI) was in the Board packet.

### **Others submitted After Preparation of Agenda**

Steve Gloe presented the stipulation relating Sheldon Good and Company (Chicago, IL) and Steven Good (Highland Park, IL).

## **NEW BUSINESS**

The Board agreed to discuss at the next meeting lawsuits for the collection of commissions. The Board also agreed to review at the next meeting a copy of a new contract submitted by the attorney of Theodore Fleisner and Badger Auctioneers.

## **PUBLIC COMMENTS**

None.

## **RECESS TO CLOSED SESSION**

**MOTION:** Marie Skic-Loy moved, seconded by Marie Kohlbeck, to convene the meeting in Closed Session pursuant to Sections 19.85(1)(a), (b), and (f), Wis. Stats., to consider the licensing or discipline of a person licensed by the Department or the investigation of charges against such a person. Specifically, to deliberate on stipulations, an administrative warning for Under the Hammer, Inc. and a request for re-registration for Thomas Blackmon. Motion carried unanimously by a roll call vote: Ronald Bast-yes; Robert Brandau-yes; Marie Kohlbeck-yes; Robert Massart-yes; Marie Skic-Loy-yes; Mark Shain-yes; Richard Lust-yes.

Open Session recessed at 10:25 a.m.

The Board deliberated on stipulations, an administrative warning and a request for re-registration.

## **ADJOURN CLOSED SESSION**

**MOTION:** Marie Skic-Loy moved, seconded by Bob Brandau, to adjourn the Closed Session and to reconvene in Open Session as publicly announced. Motion carried unanimously.

Closed Session adjourned at 10:33 a.m.

## **VOTING ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION**

### **STIPULATIONS**

#### **Stanley A. Evavold (Superior, WI)**

**MOTION:** Marie Kohlbeck moved, seconded by Bob Brandau, to accept the Stipulation, Findings of Fact, and Conclusions of Law and Order in the disciplinary matter involving Stanley A. Evavold. Motion carried unanimously.

**Sheldon Good and Company (Chicago, IL.) and Steven Good (Highland Park, IL.).**

The Board noted a correction that was needed on page 3 of the stipulation: “Wisconsin Real Auctioneer Board” to “Wisconsin Auctioneer Board.”

**MOTION:** Bob Brandau moved, seconded by Marie Skic-Loy, to accept the Stipulation, Findings of Fact, and Conclusions of Law and Order in the disciplinary matter involving Sheldon Good and Company (Chicago, IL) and Steven Good (Highland Park, IL). Motion carried unanimously

**ADMINISTRATIVE WARNING**

**Under the Hammer, Inc. (Atlanta, GA)**

**MOTION:** Ron Bast moved, seconded by Mark Shain, to accept the administrative warning for Under the Hammer, Inc. Motion carried unanimously.

**REQUEST FOR RE-REGISTRATION**

**Thomas Blackmon (Little Rock, AR)**

**MOTION:** Marie Skic-Loy moved, seconded by Bob Massart, to permit Mr. Blackmon to re-apply for registration as an auctioneer. Motion carried unanimously.

**ADJOURNMENT**

**MOTION:** Ron Bast moved, seconded by Mark Shain, to adjourn the meeting at 10:40 a.m. Motion carried unanimously.